IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.43015 of 2007
SHIV BALLAK MANJHI
Versus
STATE OF BIHAR
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03. 02.05.2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused for offences punishable under sections 147, 148, 149, 302, 452, 380, 379, 427 of the Indian Penal Code, 27 of the Arms Act, 17 of Criminal Law Amendment and ¾ of Explosive Substance Act.

Learned counsel for the petitioner submits that the allegation is that 200 persons including 25 named accused persons attacked the house of the informant where the alleged offences were committed. Learned counsel for the petitioner further submits that the petitioner is one of the named accused persons but no specific overt act has been alleged against the petitioner. Learned counsel for the petitioner also submits that petitioner has got no criminal antecedent and he is a P.D.S. dealer in the same village and due to enmity his name has been inserted although he had committed no offence at all. Learned counsel for the petitioner also avers that he is in custody since 04.07.2007.

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In the aforesaid facts and circumstances, this petition is allowed. Let petitioner, namely, Shiv Ballak Manjhi be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand)with two sureties of the like amount each to the satisfaction of chief Judicial Magistrate, Gaya in connection with Atri P.S. Case No.09 of 2007.

harish **(S.N. Hussain, J.)**